

CHAPTER 191.

TUBERCULOSIS SANATORIUM AT OAKDALE.

S. F. 79.

AN ACT to appropriate twenty-five thousand dollars (\$25,000) as an additional amount to complete the medical and laboratory building of the state sanatorium for the treatment of tuberculosis at Oakdale and for equipment thereof, and also to appropriate the sum of three thousand dollars (\$3,000) for the purchase of an X-ray machine for said institution.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Medical and laboratory building—appropriation for completion and equipment. That there is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of twenty-five thousand dollars (\$25,000) as an additional appropriation to complete the medical and laboratory building of the state sanatorium for the treatment of tuberculosis at Oakdale, and for the equipment of said building.

SEC. 2. X-ray machine—appropriation for. That there is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of three thousand dollars (\$3,000) or so much thereof as is necessary to be expended for the purchase of an X-ray machine for use in the state sanatorium for the treatment of tuberculosis at Oakdale.

Approved April 9, A. D. 1919.

CHAPTER 192.

SHARE OF A SURVIVING SPOUSE.

S. F. 119.

AN ACT to repeal section thirty-three hundred and seventy-six (3376), supplement to the code, 1913, and to enact a substitute therefor, relating to share not affected by will and election by a surviving spouse to take or to refuse to take under a decedent's will.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Repeal and substitute—decedent's will—share of surviving spouse, etc. That section thirty-three hundred and seventy-six (3376), supplement to the code, 1913, be, and the same is hereby repealed, and the following enacted in lieu thereof:—

"The survivor's share cannot be affected by any will of the spouse unless consent thereto is given as hereinafter provided. Where a voluntary election to take or refuse to take under a will has not been filed by a surviving spouse within sixty (60) days from the date when the will of a decedent has been admitted to probate, it shall be the duty of

9 the executor appointed to administer the will of such decedent in this
 10 state, to cause to be served, in the manner required for service of
 11 original notice, upon the surviving spouse, a notice, in writing, advis-
 12 ing such surviving spouse that the will of such decedent has been
 13 admitted to probate, stating the name of the court and the date when
 14 the will was admitted to probate, and requiring that such spouse,
 15 within six (6) months after the completed service of such notice to
 16 elect whether he or she shall take or refuse to take under the pro-
 17 visions of the will of such decedent, and that such election may be
 18 made in open court or by writing filed in such court, which election,
 19 when made, shall be entered on the proper records thereof. The same
 20 notice may be given by any other person interested in the estate of
 21 decedent, and shall have the same force and effect as if given by the
 22 executor. In case such surviving spouse does not make such election
 23 within six (6) months from the date of the completed service of such
 24 notice, it shall be conclusively presumed that such survivor consents
 25 to the provisions of the will and elects to take thereunder; unless
 26 within such period of six (6) months, an affidavit shall be filed setting
 27 forth that such surviving spouse is mentally incapable of making such
 28 election. In case such an affidavit is so filed, the court shall fix a time
 29 and place of hearing and cause a notice thereof, containing the require-
 30 ments above set out, to be served upon said surviving spouse in such
 31 manner and for such time as the court may direct, and at said hearing,
 32 a guardian ad litem shall be appointed to represent such spouse and
 33 the court shall enter an order electing for and in behalf of such spouse,
 34 as it shall deem under the evidence to be for the best interests of such
 35 spouse.

Approved April 9, A. D. 1919.

CHAPTER 193.

JURY COMMISSIONERS.

S. F. 54.

AN ACT to amend chapter two hundred sixty-seven (267) of the laws of the thirty-
 seventh general assembly, and relating to the compensation of jury commissioners
 and the auditing of the same by a judge of the district court.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Jury commissioners—compensation—auditing. That sec-
 2 tion four (4) of chapter two hundred sixty-seven of the laws of the
 3 thirty-seventh general assembly be amended by striking out the words
 4 “not exceeding two days” in the eighteenth line thereof, and that the
 5 words “and the time which the commissioners are actually employed in
 6 the duties of their office” be stricken out of line twenty of said section,
 7 and that the following be substituted therefor: “together with his
 8 actual expenses; and, that a statement of the time the commissioner is
 9 actually employed in the duties of his office and his actual expenses
 10 shall be approved by a judge of the district court and”

Approved April 9, A. D. 1919.